

THE BRITISH COLONIST

TO ADVERTISERS.

All advertisements, unless the time for which they are to be inserted is specified, will be continued until ordered out, and no charge.

Notice to Subscribers.

Subscribers to the DAILY or WEEKLY BRITISH COLONIST, in British Columbia or Washington Territory, are hereby notified that on and after this date all papers will be sent by MAIL, unless specially ordered by some other conveyance.

VICTORIA, Nov. 17th, 1866.

Gratuitous.

Notices of Divine Service and Advertisements of Marriages or Deaths inserted GRATUITOUSLY.

Thursday Morning, Sept. 5, 1861.

Common Law Procedure Act.

Of the many disadvantages under which we labor in this Colony that of hasty legislation is not the least, notwithstanding the slow—not deliberate—action of the Assembly. The extent of the evil is not so apparent yet as it will be presently; for the defects of an act of parliament do not present themselves to the public at the first glance. But that many of our acts are defective—have already been found so—can scarcely be denied.

One cause of defective legislation is very obvious. In England no important measure is much discussed in the House of Commons until its merits have been more or less canvassed out of doors, and especially by the daily press. So universal has this custom been, and its advantages so well appreciated, that it has given currency to the expression that "the press is the fourth estate of the realm." In truth, most Commons, long before they address themselves to the merits of a bill in the House of Commons, have become tolerably well acquainted with the subject by observing the manner in which it is treated by the press; and consequently they bring to the discussion of the subject a more or less matured judgment.

It must strike every reader that the want of this previous investigation, as well by the public as the members of the Assembly, is a great misfortune. In fact the public and their chief organ of expression—the press—have not taken, in many cases, that previous action in the matter which careful legislation demands, because the Assembly were either too parsimonious to have their bills printed so that the press could get a copy, or because the members, puffed up with their own insignificance, have set up the act of publishing a bill by the press as a breach of their "August privileges."

We have been led into these remarks by noticing that a bill has been brought into the Assembly to change the practice of the Supreme Court, and that is to be done by a law purporting to be similar to the Common Law Procedure Acts of England, but which through defective drawing, may like other bills here, be unintelligible or contrary to the spirit of English law. Considering that the chief legal business of the Colony will be affected by it, "for better or for worse," this measure is certainly of great importance; and should be carefully discussed in all its stages—in fact, deserved a very full inquiry into its merits before its introduction into the Assembly.

Now, so far from that attention being paid to it which is necessary—and we make the statement advisedly—no member of the legal profession has been consulted, or has even seen the bill, with the exception, perhaps, of one of the solicitors and the two legal members of the House. Inasmuch as one of these legal gentlemen—the Attorney General—professes that a knowledge of equity is his forte, it is scarcely to be expected that his acquaintance with the wider range of jurisprudence embraced by the Common Law, is either very extensive or very profound.

In the House, when the bill was introduced, the following interrogatory and reply was made:

"Mr. Waddington—Has the legal profession been consulted on this bill?"

"Mr. Cary—Certainly not."

This then, explains the manner in which this bill is sought to be made the law of the land. With a view, however, of giving the "learned" leader of the Government a lesson in legislation, and also to compare the manner in which this important bill is treated here, with the mature deliberation bestowed on corresponding bills, both in and out of the Imperial Parliament, we shall briefly state the history of the Common Law Procedure Acts, of 1852 and 1856.

Prior to the year 1852, there had been some legislation on the subject, and we believe we are correct in stating that in every instance before the introduction of the bill into the House of Commons, the matter was submitted to a commission consisting of the most eminent common law practitioners, upon whose report and by whom the bill was framed. This certainly was the case with respect to the Acts of 1852 and 1856 long before the matter came before the House it was much discussed by the profession. And so important was it considered by the public generally that the commission of eminent practitioners appointed took the greatest pains to investigate the subject, and availed themselves of the knowledge of the rest of the profession by sending circulars with the proposed alterations, requesting that

any suggestions that might occur should be forwarded to the commission. After long deliberation and great labor, a report was published by the commission which has always been looked upon as a masterpiece; and which some of our legislators would do well to study before they address themselves to a measure which employed for years the most able lawyers of England.

The result was what might have been anticipated. A measure of certainty and simplicity was introduced into the practice, together with a reduction of expense, which has produced the happiest effects. The Superior Courts, which at one time were shunned by the suitor whenever he could have recourse to the County Courts, are now fully as popular as the latter. Now the suitor who is compelled to go to law for the assertion of his rights has at least the consolation of knowing that his case will be weighed by the greatest legal minds, with as little expense to himself as the intricate nature of law will admit, which is extremely desirable here.

The "Mysterious Female."

EDITOR BRITISH COLONIST:—Is it not a shame and a disgrace that a respectable female cannot walk two or three blocks away from her husband's—no, her house, at 11 o'clock on a Sunday night, unattended by a single pair of pantaloons, without being told, through the columns of your paper that she is "corned," or that she is a "victim of misplaced confidence seeking to revenge herself on a gentleman standing six feet in his stockings?" All this is what we ladies term nonsense!—ank nonsense, Mr. Editor, I assure you. Truth is, I love to walk out of an evening alone—unaccompanied by a representative of the sterner sex—and to guard against accident or insult I always carry a whip, which I take good care to show whenever any of your sunny-looking whiskered approach, too near me. On last Sunday evening I merely waved my weapon of defence as three gallant cavaliers passed me on Government street, when, lo! and behold, they turned and fled like deer, and never stopped, I'll be bound, till they had buried their heads under the bedclothes. Brave young men! how I wonder if they belong to the Rifle Corps, and how I should like to see them ordered to charge an enemy!

Well, an object in writing you this is not to talk about brave men, or Rifle Corps, or anything of the sort. I only wanted to tell you how matters stood with regard to myself, and to give notice that if there are any further remarks in your journal concerning the female who has been pleased to term "mysterious," that you may expect to see her. Remember the cowhide!

Yours, spitefully, M. F.

NEW ADVERTISEMENTS.

NOTICE.

IN CONSEQUENCE OF THE UNDERSIGNED having been appointed by the Court of Sessions, to receive and pay the rate of wharfage at Roussett's Wharf from this date will be 75 cents per ton as formerly.

F. PEARKES.

SAN JUAN LIME,

And Portland Cement

ON HAND AND FOR SALE BY

PEASE & BOYCE,

Union Wharf

Sporborg & Goldstone,

YATES' FIRE PROOF

Stone Warehouse, Wharf Street,

IMPORTERS AND JOBBERS in Groceries, Provisions, Clothing, Dry Goods, Boots and Shoes, etc., etc.

SPORBORG & GOLDSTONE, Dealers in Oregon Produce and Commission Merchants.

SPORBORG & GOLDSTONE, Agents for California Brooms manufactured at San Francisco. The trade supplied at a small advance above manufacturer's rates.

10,000 LBS. of splendid Oregon Bacon, for sale at SPORBORG & GOLDSTONE'S.

150 CASES BOOTS AND SHOES for sale low at SPORBORG & GOLDSTONE'S.

50 CASES OREGON LARD for sale low at SPORBORG & GOLDSTONE'S.

Yates' Fire Proof Warehouse, Wharf street.

se5 11

AUCTION.

J. A. McCREA

WILL SELL,

SATURDAY, Sept. 7th, 1861,

At 11 o'clock, A. M.,

AT SALESROOM, WHARF STREET,

Horse, Water-Cart & Harness.

That well-known Cream Colored Mare, about 7 years old, works well in double-harness and under the saddle.

—ALSO—

Two Saddle Horses.

—ALSO—

PAINTS and OILS, the balance of an Invoice.

—ALSO—

1 case Matches in bbl. boxes.

—ALSO—

Groceries, Provisions, &c., &c.

—ALSO—

5 cases Pic Fruits;

577 lbs. Fishing Lines;

100 prs. damaged Blankets;

4 m. Cigars;

1 ceroon Tobacco;

75 mats S. I. Sugar.

—ALSO—

SPIRITS.

7 qr-casks Brandy;

4 qr-casks fine old Port Wine,

And a variety of other Liquors to close invoices.

—ALSO—

Fixtures of store of E. Harris on Yates street, consisting of Counters, Shelves, Desks, Camphene Lamps, &c.

J. A. McCREA, Auctioneer.

NEW ADVERTISEMENTS.

OPENING SCHOOL.

THIRTEEN OF ST. ANN WILL open their classes again on Monday morning, Sept. 8th, for the instruction of pupils. se5 11

PIANOS.

FOR SALE, TWO SEMI-COTTAGE Pianos, 6½ octaves, in perfect condition and tune, by se5 11a HENDERSON & BURNABY.

THE UNDERSIGNED, MERCHANTS of Victoria, V. I., being aware of the necessity that exists for forming and regulating a basis upon which business could be conducted in a more methodical and satisfactory manner, suggest the propriety of organizing a Chamber of Commerce, and do agree to meet at the House of the Union Hook and Ladder Company on Monday Evening, at 8 o'clock, P. M.; the 9th inst., to perfect arrangements.

Dugald Macfarlane, H. B. Co J. J. Southgate
Pro. Dickson, Campbell & Co. Gold, David & Co
Co. Chas. W. Wallace Ryckman & Marks
Pro. Jamon & Co. Gen. Hon- Stewart, Midrum & Co
ry Rhodes Jas. N. Thain & Co
Samuel Price & Co W. H. Oliver
E. Stamp & Co Calce & Graciani
Henderson & Burnaby, per A. Cameron
Sam'l Thos. Keay P. M. Backhouse
J. A. McCrea G. Sutro & Co
Edgar & Aime M. Prang, per Jno. Malo-
Reid & McDonald wanzky
Jas. Garwell & Co James Webster & Co
G. Vignolo Reinhardt Bros
Pickett & Co Alex. C. Anderson
Henry Nathan Selim Franklin & Co
Chas. Fellows for Alfred se5
Fellows

TOWN OF SAANICH

FOR SALE.

LOTS ARE NOW OFFERED FOR Sale in the new Town and Watering-Place of Saanich on Hazen or Summer Bay, near the limits of South and North Spanish Districts. Besides its many other advantages this lovely spot is by far the best adapted for sea bathing on this part of the Island, and as such will soon become a place of public resort, being only 12 miles from Victoria.

The price of town lots and conditions of payment will be found reasonable, and moreover half of the purchase money will be retained in the hands of a committee elected amongst the purchasers to be laid out in improvements, as the committee may think most advantageous.

Maps of the town and site may be inspected at the office of

LEOPOLD LOWENBERG.

Real Estate Agent, Government Street, No. 36, between Fort and Broughton streets. se5 11a

Victoria Market.

STALLS IN THIS MARKET FOR THE Sale of Fruit, Fish, Vegetables, Butcher Meat, etc., may now be leased by the month or year, and the choice of stalls will be in the order in which they are applied for.

For the accommodation of parties only making occasional sale of their produce, a few stalls will be reserved to let by the day.

Arrangements are about to be made for a Farmer's Weekly Market, and also for Auction Sales of Stock, Hay, etc., at stated periods.

A Plan of the Market may be seen at the Office of the Company, Government street.

se2 11a JOHN J. COCHRANE, Secretary.

ALFRED FELLOWS,

HAS RECEIVED PER KAFFIR Chief, a very large and extensive assortment of

Drugs, Medicines, Surgical and Chemical Instruments, Paints, Varnishes, Perfumes,

Stopped Bottles, Apothecary's Scales, Ornamental Jars, Measures, Funnel, and, in short, every description of articles required by Chemists and Druggists.

se5 11a Will be sold in lots to suit.

R. C. JARVIS, JARVIS, GREEN & CO., Liverpool. { Honolulu, Sandwich Is. Jan. 1861.

JANION & GREEN, COMMISSION MERCHANT

Foot of Johnson st., near the Bridge, Victoria, V. I.

Agents for the Liverpool Board of Union Writers

Rec'd Ex Sierra Nevada,

DIRECT FROM HAVANA.

10,000 LEGITIMIDAD R'a Britanica.

10,000 LA CAOB'A R'a Britanica.

10,000 MONTERO Y HEOMANO, R'a Espartero.

10,000 LA LOPEIRA, R'a Espartero.

10,000 MANUEL REYNA, R'a Espartero.

10,000 ED UNIVERS, Media Regalia.

1,000 CABANAS Y CARBAJAL, R'a Imperial.

FOR SALE IN LOTS TO SUIT, AT

G. SUTRO & CO.,

se2 11a Yates Street.

LIVERPOOL AND LONDON

Fire and Life Insurance Company

ESTABLISHED 1836.

Cash Capital and Reserved Fund \$6,000,000

W. B. JOHNSON, Esq., Agent for San Francisco.

THE UNDERSIGNED IN AUTHORITY

do hereby receive applications for Insurance in Victoria on first class Buildings and merchandise stored therein.

se2 11a FRED. GREEN, Wharf street.

CURLING'S

SPARKLING

EFFERVESCENT

CITRATE

OF

MACNESIA!

Another supply of the above favorite Medicine

JUST RECEIVED

BY

LANGLEY BROS.

se5 11a

ICE!! ICE!! ICE!!

FROM THE

Fort Hope Ice Company,

BRITISH COLUMBIA.

FAMILIES, SALOONS AND RESTAURANTS supplied with ice at reduced rates.

All orders left with W. H. OLIVER, or JOSEPH LOVELL, at Phillips' Soda-water Manufactory, promptly filled.

se5 11a

London Porter and Stout

EX ALMA AND OTHER ARRIVALS.

BYASS IN 4 DOZ CASES, QUARTS BOTTLES.

THOMAS, bottled by Duckworth, in 4 doz cases FAYLOR'S, bottled by Victoria Stores, London, in 4 doz cases

BARCLAY, PERKINS & CO'S, bottled by Friend, in 4 doz cases

MORRICE, COX & CO'S, bottled, in 4 doz barrels For sale by THOS. PATRICK & CO, se4 11a Cor Johnson and Government streets.

MISCELLANEOUS.

Jockey Club.

A MEETING OF THE JOCKEY CLUB will be for the general dispatch of business and making arrangements for an Autumn race Meeting will take place at the "Brown Jug" (Mr. Carroll) on Thursday next, Sept 5th, at 2 P. M. se4 11

For Sale, Low.

800 DOZ OF PORTER, SUITABLE for families. Apply to G. RUEFF, se4 11a Wharf Street.

Victoria Gas Company.

LIMITED.

ENDERS ARE REQUESTED FOR Bidding and Grading a portion of the site for the works of the Company on or before Friday 6th inst., at 4 P. M., at the office of John J. Cochran, Government street, where the plans and specifications are to be seen. By order of the Directors, JOHN J. COCHRANE, Engineer.

se4 11a

For Nanaimo and Salt Spring Island.

THE SLOOP "BOX," CAPT. PRATT, carrying the mails, leaves for the above ports every Wednesday. On the return trip she leaves Nanaimo every Saturday. For freight and passage apply to Wm. Muir, Langley street. au3 11

REMOVAL.

G. SUTRO HAS REMOVED HIS Fruit, Clear and Tobacco Store, to GOVERNMENT STREET, corner Trounce Alley. se2 11a

HENRY NATHAN,

IMPORTER AND GENERAL COMMISSION MERCHANT, No. 9 Wharf street Victoria, V. I. se2 11a

Barrels for Sale.

500 NEW SALMON BARRELS AND a splendid SALMON NET for sale cheap, if applied for immediately to J. RUEFF, se4 11a Wharf street.

BLANKETS FOR SALE, BY JAS. N. THAIN & CO.

STORAGE Received on the most favorable conditions. An experienced wharfinger will be in charge. JAS. N. THAIN & CO.

se2 11a

FOR SALE,

2 BIDS. GENUINE OLD BRANDY. Apply to the Undersigned. JAS. N. THAIN & CO.

se2 11a Victoria, 27th August, 1861.

J. J. SOUTHGATE & CO.,

COMMISSION MERCHANTS Union Wharf,

VICTORIA, VANCOUVER ISLAND And Battery street, San Francisco, California. au1 11

PIONEER SHAVING SALOON!

—AND—

BATH HOUSE!

W. D. MOSES

CONTINUES AT HIS OLD STAND. BATHS 50 CENTS. The Pioneer Bath House is the only one in town that supplies its customers with pure Spring Water.

Government Street, Opposite Post Office. au1 11a

To Parties Building.

ALFRED FELLOWS,

Offers for sale, Ex Recent Arrivals,

FIRE GRATES, FENCIBLES, FIRE IRONS, Nails, Locks, Hinges, Screws, and every description of builder's hardware, imported direct from the manufacturers.

Grates, from \$3 00 to \$5 00 and upwards. Fenders, from \$2 50 to \$5.

Electric, from \$5 00 to \$5.

Also on hand, for sale at moderate rates, Agricultural Implements, Iron in sheets, bars and rods, Horse and Mule Shoes, Chains, Anvils, Files and Vices, Holloware, Tinware, Trays, and general domestic hardware of every description. ju12 3m

HENRY NATHAN,

9 WHARF STREET,

OFFERS FOR SALE, IN LOTS TO SUIT:

HOSIERY—Socks, Stays, Corsets, Woolen, Fancy Regatta and White long cloth

Shirts; Cotton, Merino and Woolen Undershirts and Drawers; Black and Fancy silk Neck Ties.

BOOTS AND SHOES—Ladies' and Gents', assorted.

CLOTHING—Anglo Suits, Shooting Coats, Alpaca Sacs, D'Orey Morning Coats; Leghorn, Panama and Felt Hats.

DRAPERY—Merinos, Alpacaes, Coburgs, Musselins Prints, Scotch Ginghams, Ba Reges, Skirtings, etc.

GILLEN'S STORES—Pie Fruits, Sauces, Mustard, Biscuits, etc.

Assorted Table Cutlery, Plated Ware, etc.

Boiled Linseed Oil and Bright Varnish, in bulk.

BRANDY—Martells and other brands, in bulk.

RUM—Fine Jamaica, O. P.

WHISKY—Scotch in case;

OLD TOM—Altona in case;

GIN—Anchor Brand in case;

GINGER BRANDY—In one dozen cases;

JUNIPER CORDIAL—In case;

SHERRY—In case;

CURACOA, ANISEED, etc., etc.,

And a general assortment of English Goods. au3

DRUGS & MEDICINES.

HEALTH FOR A SHILLING!

Holloway's Pills.

Headaches, Bile, Loss of Appetite, and Lowliness of Spirits.

These Pills require no interruption of business or pleasure; they act mildly on the bowels, strengthen the stomach, and promote a healthy action of the liver, whereby they purify the blood, cleanse the skin, brace the nerves, and invigorate the whole system. They effect a truly wonderful change in debilitated constitutions, as they create a healthy appetite, correct indigestion, remove all humors, giddiness, headaches, and palpitation of the heart.

Weakness and Debility.
In cases of debility, languor, and nervousness generated by excess of any kind, whether mental or physical, the effect of these Pills is in the highest degree restorative, renovating, and curative. They drive out the system of mucus, and disperse, re-establish the digestion, regulate all the secretions, brace the nervous system, raise the patient's spirits, and bring back the frame to its pristine health and vigor. They increase the appetite, while they secure perfect assimilation of ordinary food, and release the invalid from restraint in diet.

A Word to Females.
There are two periods, especially in Woman's life,

which require for safe passage, judgment and attention. Irregularity is apt at those critical times to take place, and to lay the foundations of more disease. It is therefore, to be taken in action, and effective remedy should be taken in certain periods, and the issue will be marvellous both to the young and the middle aged. They prevent nervousness, hysterics, dropsy, and all the serious troubles, by expelling the morbid impurities from the system, therefore none should be without them.

Coughs, Colds, and Asthmas,

No medicine will cure colds so quickly as these pills, when of long duration or settled on the chest, even though it has assumed the first stage of asthma.

ing cure, particularly if the Ointment be well rubbed into the chest and throat night and morning. It is catch the eye of any asthmatical person so bae even not able to lie down in bed, let him well use the Ointment for only a week, and the result will be marvellous.

Blood to the Head--Diseases of the Heart. Before persons die suddenly from diseases of the heart than the unlearned suppose: in such complaints, the bowels should always be kept well open, and also where there is a tendency of blood to the head, the bowels should be kept open in an extraordinary manner, and should be taken in copious doses when such symptoms occur, taking care

It is not generally known, but such is the fact, that children require more medicine than their parents, free-allowance of the children die before they attain the age of eight years. Let mothers, then, be wise, and give to their children small doses of these invaluable pills once or twice every week, in such quantity as will keep them from the system twice in the twenty-four hours. For infants, a pill may be crushed, and given as a powder in a little water. The gross errors that are constantly floating about in the mind of children, the forerunners of so many com-

Cholera	Dysentery	Inflammation	Stomach
Complaints	Female Irregularities	Jaundice	Stone and Gravel
Crises	Gonorrhoea	Leucorrhoea	Sore Throat
Diarrhoea	Hæmorrhoids	Lumbago	Syphilis
Disorders	Hemiplegia	Rheumatism	Tuberculosis
Disturbances	Hiccups	Reticulation	Tumours
Drugs	Indigestion	Urine	Ulcers
Effects	Intemperance	Scalds	Venereal Affections
Excesses	King's Evil		

Weakness,
 from what-
 ever cause

There is a considerable saving by taking the
 correct size.

Directions for the guidance of patients in
 every disorder are affixed to each Box.

CURTIS & MOORE, Sole Agents for Vancou-
 ver Island

Old
 & Wigan

THESE UNEQUALLED BITTERS
and TONIC are now meeting with unparalleled
and favor with consumers. In all cases of
DYSPEPSIA, DEBILITY, LOSS OF APPETITE, or
irregularity of the stomach, they will be found the
most efficient remedy, as well as a most wholesome and
palatable Tonic.

and have a "household" one an indispensable medicine; being perfectly pure, and free of any deleterious substance, can be taken by all, young and old, male and female, with benefit.

For sale by GEO. W. SNELL, Agent, San Francisco and by the principal Grocers, Druggists and Wine Merchants throughout the country.

For sale by
W. H. OLIVER,
Victoria.

LEA & PERRINS'
CELEBRATED

Worcestershire Sauce.

ANNOUNCED BY
UNOISSIEURS
TO BE THE
Good Sauce,
applicable to



EXTRACT of a LETTER
from a
MEDICAL GENTLEMAN
at Madras,
To his Brother at
Worcester, May, 1851.
"Tell LEA & PERRINS that their Sauce
is highly esteemed in


Worcestershire Sauce.

ANNOUNCED BY
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"Tell LEA & PERRINS that their Sauce
is highly esteemed in

A VARIETY OF
 DISH.



India, and is, in my
 opinion, the most pa-
 tatable, as well as the
 most wholesome
 Sauce that is made.'

EXTENSIVE SALES.

As P. having discovered that several of the For-
 eign Markets have been supplied with Spurious Imi-
 tations of the "Worcestershire Sauce," and
 labels of which closely resemble those of the
 real Sauce, and in one or more instances with
 names of L. & C. FORGED, they have deemed it
 duty to caution the public, and to request par-

P. further give notice that they will proceed
at any one who may infringe upon their right,
by manufacturing or vending such imitations,
have instructed their correspondents in the va-
rious parts of the world to advise them of such in-
fringements.
Wholesale and for exportation by the Proprietors,
JAS. PERKINS, Worcester, England; Crose and
Savell, and other Oilmen and Merchants, Lon-
don &c.

and lawly

BOOK BINDING

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Wholesale and for exportation by the Proprietors,
J. & FENNELL, Worcester, England; Cross &
Sons, New York, U.S.A.; and Messrs. G. & J.
Piper, London, W.

and Lawly

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everywhere.

W.D. & H.O. LAYTON

BOOK BINDING